

using information related to the program to select user specific information to be presented to the individual.

REMARKS

This amendment is in response to the final office action dated May 5, 2004. In the office action, claims 1-20, 28-38, 40, 45-74, 76-80 and 82-94 were rejected. Claims 21-27, 41-44, 75, 81 and 95-98 are objected to, and were indicated as having allowable subject matter. A detailed discussion of each item in the office action follows.

THE 102(e) REJECTION

On page 4 of the final office action, independent claim 1 was rejected under 35 U.S.C. 102(e), as being anticipated by Treyz et al (hereinafter Treyz). Applicant is responding to this basis of rejection as follows:

Pursuant to 37 CFR 1.131 Swearing Back of Reference - Affidavit or Declaration of Prior Invention, Applicant is swearing back of reference for independent claim 1.

On page 6 of the final office action, independent claim 18 was rejected under 35 U.S.C. 102(e), as being anticipated by Treyz et al. Applicant is responding to this basis of rejection as follows:

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